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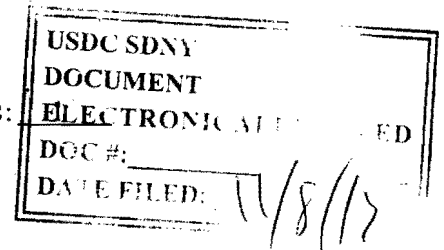
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BY FACSIMILE (212-805-7942)

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The Honorable Alvin K. Hellerstein
U.S. District Court for the Southern District of New York
500 Pearl Street
New York, NY 10007



Re: In re: WTC Lower Manhattan Disaster Site Litig., 21 MC 102 (AKH)

Dear Judge Hellerstein:

We represent defendant FGP 90 West Street, Inc. ("FGP 90 West") in the above-referenced litigation. On November 1, 2013, FGP 90 West filed a motion seeking an order compelling non-party Safeway Environmental Corp. ("Safeway") to comply with a deposition subpoena. (See Docket Nos. 4937, 4939, 4940.) FGP 90 West now requests the Court's permission to withdraw the motion, without prejudice. Safeway's counsel is aware of, and informed us that it consents to, FGP 90 West's request to withdraw the motion.

We appreciate the Court's attention. We are available at the Court's convenience if we can be of any further assistance.

Respectfully submitted,

John Vukelj

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Counsel for Safeway Environmental Corp.

So ordered
11-8-13